

Appl. No. 10634515  
Amdt. Date: June 20, 2006  
Reply to Office action of: 9/22/04

REMARKS/ARGUMENTS

Of the original claims filed in this application, claims 1-4 and 6-11 remain, claim 5 being cancelled. Claims 1-4 and 6-11 have been amended to traverse the present rejection and to place these claims in better form. Claim 12 has been withdrawn.

Claim 1 has been amended to incorporate the matter of claim 5 and the details as appear in the penultimate paragraph on page 5 of the instant specification. Binette et al does not teach an alignment of the flake

Binette et al teaches as follows: (underline added)

[0102] As noted above, it has been found that increasing the weight of the ball towards the outer perimeter produces an increase in the ball's moment of inertia. Preferably, the particles (or flakes, fragments, fibers, etc.) of heavy filler are added to the inner cover layer as opposed to the outer cover, in order to increase the moment of inertia of the ball without affecting the ball's feel and durability characteristics. However, as described below, it may in some instances be preferred to incorporate weighting materials or heavy filler in the outer cover. This is particularly the case when producing a golf ball having a visible weighting system as described herein.

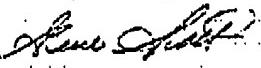
As can be seen, Binette et al does not address the aligning of the flake edge to edge with side parallel to the mold's walls, through the use of injection molding processing as taught in the instant application. Also, Binette et al adds the flake material to increase moment of inertial and to provide a visible weighting system. However, the instant application teaches the aligning of the flake to produce a highly desired "spring back" property not heretofore known.

Appl. No. 10634515  
Am dt. Date: June 20, 2006  
Reply to Office action of: 9/22/04

Therefore, claim 1 is now in condition for allowance because it teaches away from the flake structure of Binette et al and because it achieves a novel result. Claims 2-4 and 6-11 are also in condition for allowance for at least the same reasons as for claim 1.

Applicant respectfully requests that this case be revived as per the attached petition to revive and a timely Notice of Allowance be issued in this case.

Respectfully submitted,

By:   
Gene Scott, Reg. No. 37,930  
Tel.: (714) 668-1900